

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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STEPHEN M. SEELING, et al.,

Case No.: 2:20-cv-01976-APG-EJY

Plaintiffs,

ORDER

v.

OLD VEGAS MANOR AND ESTATES
HOMEOWNERS ASSOCIATION, et al.,

Defendants.

On October 26, 2020, Plaintiffs, proceeding *pro se*, filed a Complaint, Declaration, Civil Cover Sheet, and proposed Summonses (ECF Nos. 1-1, 1-2, 1-3, and 1-4, respectively) with the Clerk of the Court to commence a civil action in this Court.

Plaintiffs have neither paid the \$400 filing fee for this matter, nor has each Plaintiff filed an application to proceed *in forma pauperis*, which each must do pursuant to 28 U.S.C. § 1915(a)(1) and the U.S. District Court for the District of Nevada Local Rule LSR 1-1 if he/she wishes to proceed without paying the mandatory filing fee. Local Rule LSR 1-1 states: “Any person who is unable to prepay the fees in a civil case may apply to the court for leave to proceed *in forma pauperis*. The application must be made on the form provided by the court and must include a financial affidavit disclosing the applicant’s income, assets, expenses, and liabilities.”

The Court shall retain Plaintiffs’ Complaint (ECF No. 1-1), but the Court will not file the Complaint unless and until Plaintiffs timely pay the \$400 filing fee or each files a complete application to proceed *in forma pauperis*.

Accordingly,

IT IS HEREBY ORDERED that the Clerk of Court shall retain Plaintiffs’ Complaint (ECF No. 1-1) but will not file it at this time.

1 IT IS FURTHER ORDERED that the Clerk of Court shall send each Plaintiff the approved
2 application to proceed *in forma pauperis* by a non-prisoner form, as well as the document entitled
3 information and instructions for filing an *in forma pauperis* application.

4 IT IS FURTHER ORDERED that within **thirty (30) court days** from the date of this Order,
5 (1) each Plaintiff shall file a fully complete application to proceed *in forma pauperis*, on the correct
6 form, in compliance with 28 U.S.C. § 1915(a) and LSR 1-1; or (2) the Plaintiffs shall collectively
7 pay the full \$400 fee for filing a civil action (which includes the \$350 filing fee and the \$50
8 administrative fee). Failure to comply with this Order may result in a recommendation to dismiss
9 this case.

10 Dated this 27th day of October, 2020.

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14 ELAYNA J. YOUCHAK
UNITED STATES MAGISTRATE JUDGE
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